

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

45216 7590 03/27/2006

KUNZLER & ASSOCIATES
 8 EAST BROADWAY
 SUITE 600
 SALT LAKE CITY, UT 84111



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/655,924	09/05/2003	Gregory Tad Kishi	TUC920030091US1	8629

TITLE OF INVENTION: APPARATUS, SYSTEM, AND METHOD FLUSHING DATA FROM A CACHE TO SECONDARY STORAGE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	06/27/2006
EXAMINER		ART UNIT	CLASS-SUBCLASS		
CAMPOS, YAIMA		2185	711-135000		

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 KUNZLER & ASSOCIATES

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

International Business
Machines Corporation

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Armonk, NY

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies 1

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 090449 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

06/14/2006 MBEYENE2 00000053 090449 10655924

Authorized Signature

Brian C. Kunzler

Typed or printed name

BRIAN C. KUNZLER

Date

01 FC:1501 1400.00 DA

02 FC:1504 300.00 DA

03 FC:8001 3.00 DA

Registration No.

38,527

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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PATENT

Docket No.: TUC920030091US1

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

APPLICANT(S): GREGORY TAD KISHI

SERIAL No.: 10/655,924

FILING DATE: 09/05/2003

TITLE: APPARATUS, SYSTEM, AND METHOD FLUSHING DATA FROM
A CACHE TO SECONDARY STORAGE

EXAMINER: YAIMA CAMPOS

GROUP ART UNIT: 2185

ATTY. DKT. No.: TUC920030091US1

MAIL STOP ISSUE FEE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**TRANSMITTAL OF THE
PAYMENT OF ISSUE FEE**

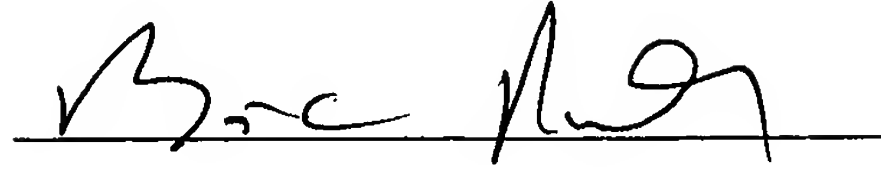
Sir:

The enclosed Payment of the Issue Fee Due is submitted herewith pursuant to 37 C.F.R. § 1.67 and M.P.E.P. § 603.01 for filing in the matter of the United States patent application as hereinabove identified. A duplicate copy of this sheet is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Commissioner of Patents
May 24, 2006
Page 2

Respectfully Submitted,
Brian C. Kunzler

A handwritten signature in black ink, appearing to read "B. C. Kunzler", is written over a horizontal line.

Brian C. Kunzler
Reg. No. 38,527
Attorney for Applicant

Date: May 24, 2006

Brian C. Kunzler
8 East Broadway, Suite 600
Salt Lake City, Utah 84111
Telephone: 801/994-4646

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to:
Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450
on _____

Respectfully submitted,


Transmitted: Transmittal of Payment of Issue Fee.

Please type a plus sign (+) inside this box → ☐

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FEE TRANSMITTAL <i>Note: Effective December 8, 2004, Patent fees are subject to annual revision.</i>		Complete If Known		
		Application Number	10/655,924	
		Filing Date	09/05/2003	
		First Named Inventor	Gregory Tad Kishi	
		Group Art Unit	2185	
TOTAL AMOUNT OF PAYMENT		\$ 1703	Examiner Name	Yaima Campos
			Attorney Docket Number	TUC920030091US1

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																																																																								
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number: <u>09-0449</u> Deposit Account Name: <u>IBM CORPORATION</u> <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee In 37 CFR at the Mailing of the Notice of Allowance		3. ADDITIONAL FEES																																																																																																																																																																																																								
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unintentional</td><td></td></tr><tr><td>1501</td><td>1400</td><td>2501</td><td>700</td><td>Utility issue fee</td><td>1400</td></tr><tr><td>1502</td><td>800</td><td>2502</td><td>400</td><td>Design issue fee</td><td></td></tr><tr><td>1503</td><td>1100</td><td>2503</td><td>550</td><td>Plant issue fee</td><td></td></tr><tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr><tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>1801</td><td>790</td><td>2801</td><td>395</td><td>Request for continued examination (RCE) (37 CFR 1.114)</td><td></td></tr><tr><td>1809</td><td>790</td><td>2809</td><td>395</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>1810</td><td>790</td><td>2810</td><td>395</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td colspan="5">Other fee (specify) <u>Fee Code: 8001 Fee: 3.00 each</u></td><td>3</td></tr><tr><td colspan="5">Printed Copy of Patent w/o color, regular service delivery by USPS, UPSTO Box, or electronic means.</td><td></td></tr><tr><td colspan="5">Other fee (specify) <u>Publication Fee</u></td><td>300</td></tr><tr><td colspan="5">SUBTOTAL (3)</td><td>\$ 1703</td></tr></tbody></table>					Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - 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1451	1510	1451	1510	Petition to institute a public use proceeding																																																																																																																																																																																																						
1452	110	2452	55	Petition to revive -unavoidably																																																																																																																																																																																																						
1453	1370	2453	685	Petition to revive - unintentional																																																																																																																																																																																																						
1501	1400	2501	700	Utility issue fee	1400																																																																																																																																																																																																					
1502	800	2502	400	Design issue fee																																																																																																																																																																																																						
1503	1100	2503	550	Plant issue fee																																																																																																																																																																																																						
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																																						
1807	50	1807	50	Petitions related to provisional applications																																																																																																																																																																																																						
1806	180	1806	180	Submission of Information Disclosure Stmt																																																																																																																																																																																																						
8021	40	8021	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																						
1801	790	2801	395	Request for continued examination (RCE) (37 CFR 1.114)																																																																																																																																																																																																						
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))																																																																																																																																																																																																						
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))																																																																																																																																																																																																						
Other fee (specify) <u>Fee Code: 8001 Fee: 3.00 each</u>					3																																																																																																																																																																																																					
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Other fee (specify) <u>Publication Fee</u>					300																																																																																																																																																																																																					
SUBTOTAL (3)					\$ 1703																																																																																																																																																																																																					

SUBMITTED BY				Complete (if applicable)	
Typed or Printed Name		Brian C. Kunzler		Reg. Number	38,527
Signature				Deposit Account User ID	
		Date	May 24, 2006		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington.